

1520.11 Requests from Exclusive Representatives

Issued January 1, 1994

SUBJECT: Requests from Exclusive Representatives.

APPLICATION: Executive Branch Departments and Sub-units.

PURPOSE: To ensure that departments are within the law when a union requests that a departmental employer enforce agency shop provisions which require either forced deduction of representation fees or dismissal of non-fee paying employees.

CONTACT AGENCY: Department of Management and Budget (DMB) - Office of State Employer (OSE).

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SUMMARY: This section specifies the procedures that departments should follow if a labor organization requests that the employer enforce agency shop provisions of a labor agreement.

APPLICABLE FORMS: None.

PROCEDURES:

Department:

- When a labor union requests that the employer enforce agency shop provisions of a labor agreement, provides the following information to the OSE before any action is taken.
 - Labor union involved.
 - Number of employees involved.
 - Copy of union request.

OSE:

- Evaluates the union's request in light of current case law, consulting with the Attorney General, if necessary, and advises the department on how to proceed.

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Procedure 1520.11